

February 15, 2000

TO: Members of the MAG Regional Council

FROM: Mayor Neil G. Giuliano, Tempe, Chairman

SUBJECT: MEETING NOTIFICATION AND TRANSMITTAL OF TENTATIVE AGENDA

Meeting - 5:00 p.m.

Wednesday, February 23, 2000

MAG Office, Suite 200 - Saguaro Room

302 North 1st Avenue, Phoenix

Dinner - 6:30 p.m.

MAG Office, Suite 300

Please park in the garage under the Compass Bank Building. Parking places will be reserved for Regional Council members on the first and second levels of the garage. Bring your ticket to the meeting, parking will be validated. For those using transit, the Regional Public Transportation Authority will provide transit tickets for your trip. For those using bicycles, please lock your bicycle in the bike rack in the garage.

Pursuant to Title II of the Americans with Disabilities Act (ADA), MAG does not discriminate on the basis of disability in admissions to or participation in its public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting Valerie Day at the MAG office. Requests should be made as early as possible to allow time to arrange the accommodation.

The next Regional Council meeting will be held at the MAG offices at the time and place noted above. Members who wish to remove any items from the Consent Agenda are requested to contact the MAG office. MAG will host a progressive dinner/reception for the Regional Council members following the meeting in the MAG offices on the 3rd floor. Supporting information is enclosed for your review.

If you have any questions, please call the MAG office.

MAG REGIONAL COUNCIL
TENTATIVE AGENDA
February 23, 2000

COUNCIL ACTION REQUESTED

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| <p>1. <u>Call to Order</u></p> | |
| <p>2. <u>Pledge of Allegiance</u></p> | |
| <p>3. <u>Approval of January 7, 2000 and January 19, 2000 Meeting Minutes</u></p> | <p>3. Review and approve January 7, 2000 and January 19, 2000 meeting minutes.</p> |
| <p>4. <u>Call to the Audience</u></p> <p>An opportunity will be provided to members of the public to address the Regional Council for items that are not included on the agenda. Citizens will be requested not to exceed a three minute time period for their comments. A total of 15 minutes will be provided for the Call to the Audience agenda item, unless the Regional Council requests an exception to this limit.</p> | <p>4. For information.</p> |
| <p>5. <u>Executive Director's Report</u></p> <p>The MAG Executive Director will provide a report to the Regional Council on activities of general interest.</p> | <p>5. For information and discussion.</p> |
| <p>6. <u>Approval of Consent Agenda</u></p> <p>Prior to action on the consent agenda, members of the audience will be provided an opportunity to comment on consent items that are being presented for action. Following the comment period, Council members may request that an item be removed from the consent agenda. Consent items are marked with an asterisk.</p> | <p>6. For information, discussion and approval of the Consent Agenda.</p> |

* ITEMS PROPOSED FOR CONSENT

TRANSPORTATION ITEMS

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| <p>*7. <u>Park and Ride Lot Environmental Analysis</u></p> <p>In May 1999, the Regional Council approved the FY 2000 MAG Unified Planning Work Program (UPWP) and Annual Budget, including \$700,000 for park and ride lot implementation. Of this</p> | <p>7. For information, discussion and approval to amend the FY 2000 MAG Unified Planning Work Program to contract with the Regional Public Transportation Authority for \$225,000 in MAG CMAQ funds to complete environmental analyses for park and ride lots in the vicinity of: (1) Gilbert</p> |
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amount, \$370,000 was for a park and ride lot study to identify twenty sites. Of the remaining \$330,000 in funds, \$225,000 is needed to complete environmental analyses to ensure obligation of funds for three committed near term park and ride lots. Three lots have been programmed in the approved Transportation Improvement Program. Staff is recommending that MAG contract with the RPTA to complete the required environmental analyses for these three lots for an amount not to exceed \$225,000. The Transportation Review Committee and the Management Committee concurred with the recommendation. Please refer to the enclosed material.

Road and Union Pacific Railroad in Gilbert, (2) Power Road and US 60 in Mesa, and (3) Loop 101 and 59th Avenue in Glendale.

AIR QUALITY ITEMS

*8. Amendment to the Unified Planning Work Program and Annual Budget for the 2000 Summer Ozone Education Program

In the Summer of 1999, MAG and the Regional Public Transportation Authority in a partnership with the business community, conducted a Summer Ozone Education Program. This program is important to help this region have no exceedances of the ozone standard for the fourth consecutive year. To conduct the Summer of 2000 program, in June 1999, the Regional Council approved \$300,000 in the FY 2000-2004 MAG Transportation Improvement Program (TIP). To begin preparing for the Summer program, staff is recommending that the FY 2000 MAG Unified Planning Work Program and Annual Budget be amended to include the funding from the TIP and to approve contracting with the RPTA to conduct the program in partnership with MAG and the business community. The Management Committee recommended approval. Please refer to the enclosed material.

*9. Amendment to the FY 2000 Unified Planning Work Program and Annual Budget

In May 1999, the Regional Council approved the FY 2000 Unified Planning Work Program and Annual Budget. Since that time adjustments to

8. For information, discussion and approval to amend the FY 2000 MAG Unified Planning Work Program and Annual Budget to include the FY 2000 Summer Ozone Education Program in an amount not to exceed \$300,000 and to recommend for MAG to contract with the RPTA to conduct the Program in partnership with MAG and the business community.

9. For information, discussion and approval to amend the FY 2000 Unified Planning Work Program and Annual Budget.

the Transportation Improvement Program have been approved by the Regional Council and adjustments from funding agencies have been received. In addition, funding for special projects has been received. To incorporate these changes into the budget, an amendment has been prepared. The Management Committee recommended approval. Please refer to the enclosed material.

**ITEMS PROPOSED TO BE HEARD
VALLEY VISION 2025 UPDATE**

10. Valley Vision 2025 Committee Report

10. For information and discussion.

The report of Valley Vision 2025 Committee will be provided to the members of the Regional Council. Please refer to the enclosed material.

TRANSPORTATION ITEMS

11. Tentative Financing for the Superstition Freeway Design-Build Project

11. For information and discussion.

In January, the concept for widening the Superstition Freeway as a design-build project was discussed with the members of the Regional Council. The design-build concept requires moving already programmed funding forward through the use of Grant Anticipation Notes. This financing and the proposed loan by the City of Mesa for a general purpose lane in the Mesa section of the Superstition Freeway will be discussed. In addition, staff will discuss the need to expand the current freeway loan acceleration policy to non sales tax funded freeways. Please refer to the enclosed material.

12. Submission of Applications for the Transportation and Community and System Preservation Pilot Program

12. For information and discussion.

The Transportation Efficiency Act for the 21st Century authorized the Transportation and Community and System Preservation Pilot Program (TCSP). The purpose of the TCSP is to provide funding for planning grants, implementation grants and research to investigate and address the relationship between

transportation and community system preservation. Applications for TCSP funds were due to the Federal Highway Administration by January 31, 2000. The guidelines provide that a Metropolitan Planning Organization may be both a project sponsor and endorse other activities proposed and submitted by a local government within its boundary. On January 31, an application was received from the Regional Public Transportation Authority for a Valley Metro Transit System Study in the amount of \$180,000. Non-construction activities funded by TCSP should be supported or endorsed by the MPO. Please refer to the enclosed material.

AIR QUALITY ITEMS

13. Revised MAG 1999 Serious Area Particulate Plan for PM-10

A Revised MAG 1999 Serious Area Particulate Plan for PM-10 has been prepared to address the approvability problem identified by the Environmental Protection Agency. To address the approvability problem, the Regional Council amended the FY 2000-2004 MAG Transportation Improvement Program (TIP) to include dirt road paving projects and funding for PM-10 certified street sweepers. Also, the Maricopa County Board of Supervisors submitted a new commitment to addressing the County dust control rules and strengthening the enforcement of the program.

MAG revised the modeling for the plan and the attainment demonstration. Governor Hull requested that EPA shorten the four month approval process for the revised plan to avoid sanctions.

On December 17, 1999, EPA indicated that the process would be shortened to three months. Under this schedule, the sanctions would be in place for one month. On December 23, 1999, the draft revised plan was sent to EPA.

A public hearing on the draft plan was conducted on January 31, 2000. On February 3, 2000, the MAG Air Quality Technical Advisory Committee reviewed the comments from the public hearing

13. For information, discussion and ratification of the adoption of the Revised MAG 1999 Serious Area Particulate Plan for PM-10.

and made a recommendation to adopt the plan. The Management Committee recommended adoption of the revised plan. In order to expedite submission to the EPA, the plan was considered and adopted at the February 14, 2000 Regional Council Executive Committee meeting. The Regional Council is requested to ratify the Executive Committee action. Please refer to the enclosed material.

14. Resolution to Support Legislation to Authorize Maricopa County to Impose Swift and Certain Remedy for Violations of Fugitive Dust Control Rules

To support Maricopa County in the enforcement of the dust control (Maricopa County Rule 310), the City of Mesa is requesting that the Regional Council consider supporting legislation that would provide Maricopa County with the authority to issue administrative penalties for dust control violations. The current County system is lengthy and administrative penalties would expedite enforcement. The Management Committee discussed administrative penalties and a comprehensive approach being considered in SB 1480 that would provide for monetary settlements instead of administrative penalties. The Management Committee modified the resolution prepared by staff to support swift and certain remedy for dust control violations and directed staff to work with the interested parties on this issue to arrive at a solution to the problem. Please refer to the enclosed material.

14. For information, discussion and approval of a resolution to support legislation to authorize Maricopa County to impose swift and certain remedy for violations of Fugitive Dust Control Rules.

GENERAL ITEMS

15. ADOT Board Representation on the MAG Regional Council

At the January 19, Regional Council meeting, the second member of the State Transportation Board was approved as a voting member of the Regional Council for transportation issues. This action was in response to an additional member from this region being added to the Board in the 1999 Legislative session. The staff was directed to prepare the necessary revision to the MAG By-Laws to accommodate this change. In accordance with the By-Laws, a revision to the By-Laws was prepared by the MAG General Counsel and sent to

15. For information, discussion and approval of the By-Laws Amendment providing for the additional State Transportation Board member representing Transportation District One to be a voting member of the Regional Council on transportation related issues.

the members of the Regional Council at least 15 days prior to the meeting. Please refer to the enclosed material.

16. Annual Evaluation of the MAG Executive Director

At the January Executive Committee meeting, the performance evaluation process for the MAG Executive Director was discussed. Information was gathered from the MAG member agencies to evaluate the Executive Director at the Executive Committee February 14, 2000. The Executive Committee discussed the information and conducted a salary review. A summary of the discussion of the Executive Committee will be presented to the Regional Council.

The Regional Council may vote to recess the meeting and go into executive session to discuss personnel matters relating to the MAG Executive Director evaluation and the salary review. The meeting may then be reconvened to make recommendations regarding the evaluation and salary review. The authority for such an executive session is A.R.S. § 38-431.03(A)(1).

16. For information, discussion and possible action to recess the meeting to conduct an executive session and to reconvene the meeting for possible action on matters relating to the salary review of the MAG Executive Director.